

Unified Government of Athens-Clarke County, Georgia
Mayor and Commission
Tuesday, June 2, 2015
7:00 p.m.
City Hall

The Mayor and Commission of the Unified Government of Athens-Clarke County, Georgia met this date in regular session. Present: Mayor Denson; Commissioners Dickerson, Sims, Link, Wright, NeSmith, Bell, Herod, and Hamby. Absent: Commissioners Bailey and Girtz.

A motion was made by Commissioner Sims, seconded by Commissioner Wright, to approve Minutes of meetings of Tuesday, May 5; Tuesday, May 12; Thursday, May 14; and Tuesday, May 19, 2015. The motion passed by unanimous vote.

Written communications

There were no written communications.

Recognition

Mayor Denson recognized Chief Magistrate Court Judge Patricia Barron who was awarded the Magistrate Court Judge of the Year for 2015 by the Georgia Council of Magistrate Court Judges. The award was presented at the group's annual meeting on May 18 at Lake Lanier. She has been a judge with the Magistrate Court since 2001 and Chief Magistrate Court Judge since 2002.

Old business – Consent

Items under this section were discussed at prior public meetings and were presented for consideration as a single item. Only one vote was taken.

Citizen input

There was no citizen input.

A motion was made by Commissioner NeSmith, seconded by Commissioner Sims, to consent to action on the following five (5) items. The motion passed by unanimous vote.

1. ADOPT: The following resolution establishing a temporary moratorium on West Rutherford Street.

RESOLUTION ESTABLISHING A TEMPORARY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR OR ISSUANCE OF DEMOLITION PERMITS OR BUILDING PERMITS FOR BUILDINGS OR PROPERTIES LOCATED WITHIN A POSSIBLE LOCAL HISTORIC DISTRICT OR AN EXPANSION OF AN EXISTING ADJACENT HISTORIC DISTRICT FOR PROPERTIES ADJOINING OR ADJACENT TO WEST RUTHERFORD STREET AND BEING LOTS NUMBERED 378, 380, 396, 414, 420, 480, 365, 375, 387, 393, 397, 403, 415, 425, AND 495 OF WEST RUTHERFORD STREET ACCORDING TO THE SYSTEM OF NUMBERING HOUSES IN ATHENS-CLARKE COUNTY, GEORGIA

Whereas, the Commission of Athens-Clarke County, Georgia desires to conduct an initial review of the merits of either (i) the creation of a local historic district in Athens-Clarke County, Georgia within an area that has frontage on West Rutherford Street, such area being more particularly described on Attachment A attached hereto and incorporated herein by reference (the "Study Area") or (ii) the expansion of an adjacent historic district to include properties within the Study Area. Such action is necessary to promote and protect the public health, safety and welfare of the citizens of Athens-Clarke County, to protect the historical character of such possible local historic district or expansion of an adjacent historic district as described herein, and to provide for the

orderly and proper development within such possible local historic district or expansion of an existing historic district; and

Whereas, the Commission is aware of the need to allow a period for the Athens-Clarke County Planning Department, and others as deemed appropriate, to engage in the above-described activities necessary for such initial review; and

Whereas, the acceptance of new applications for, and issuance of, demolition permits or building permits, for properties located within the boundaries of the Study Area during such period might conflict with the aforesaid goals; and

Whereas, to allow sufficient time for the initial review as herein described, a temporary moratorium on the acceptance of applications or the issuance of building permits or demolition permits for buildings and properties located within the Study Area is necessary in order to protect the status quo by prohibiting demolitions of or exterior modifications to existing buildings or portions thereof and construction of new buildings during the temporary moratorium.

Now, therefore, the Commission of Athens-Clarke County, Georgia hereby resolves as follows:

1. The Commission hereby declares that the boundaries of the within described Study Area for the purposes of protecting the status quo within said area during the period of this moratorium shall be as described on Attachment A, which is attached hereto and incorporated herein by reference.
2. The Commission further declares and establishes a moratorium on the acceptance of new applications for or issuance of building permits or demolition permits for demolition of any building or portions thereof, the making of exterior modifications, or new construction in the Study Area.
3. This Resolution shall commence at 12:01 a.m. on June 3, 2015, and shall remain in effect through and including December 3, 2015, or until this Resolution is repealed, whichever date comes first, effective upon the date of this Resolution.
4. The provisions of this Resolution are severable, and should any part of this Resolution be deemed by a court of competent jurisdiction to be invalid, such invalidity shall not affect the validity of the Resolution as a whole, or any part thereof other than the part declared to be invalid.
5. If after inspection the Chief Building Official finds that a building subject to this moratorium poses an immediate threat to public health or safety due to its deteriorated condition and that there is no reasonable alternative to the immediate demolition of the building or structure, then the Chief Building Official may issue an emergency demolition permit to the owner of said building or structure. The Chief Building Official shall then prepare a report explaining the condition of the building and the basis for the decision, which report shall be forwarded to the Mayor and Commission.

ATTACHMENT A
[Page 1]

DESCRIPTION OF BOUNDARIES FOR A PROPOSED LOCAL HISTORIC DISTRICT
ADJACENT TO A SEGMENT OF WEST RUTHERFORD STREET

An area in Athens-Clarke County, Georgia, consisting of 15 residential lots having frontage on West Rutherford Street, said lots being known and designated according to the system of numbering houses in Athens-Clarke County as Nos. 378, 380, 396, 414, 420, 480, 365, 375, 387, 393, 397, 403, 415, 425, and 495. The proposed district being bounded on the East by the Easterly boundary of 378 W. Rutherford Street (such boundary also being the Westerly side of Mount Vernon Place) and the Easterly boundary of 365 West Rutherford Street; being bounded on the North by the rear property lines of lots numbered 378, 380, 396, 414, 420, and 480; being bounded on the West by the Westerly boundary of lots numbered 480 and 495; and on the South by the rear property lines of lots numbered 365, 375, 387, 393, 397, 403, 415, 425, and 495.

2. APPROVE: An exception to Policy/Procedure Statement WS-011: Water and/or Sanitary Sewer Services to allow public sanitary sewer service to be provided to 350 Nantahala Avenue as per agenda report dated May 6, 2015, subject to the property owner meeting the following conditions:

- a) Submittal of properly executed utility easement conveyances in a form acceptable to the Unified Government of Athens-Clarke County Attorney and the Chief Plumbing Inspector; and
 - b) Payment of the appropriate fees as identified under Facts and Issues No. 10 for the property.
3. APPROVE: Award of a construction services contract in the lump sum amount of \$661,871 to James D. Ingram Construction Company as the lowest responsive and responsible bidder for the courthouse cornice replacement as per agenda report dated April 30, 2015; and authorize the Mayor and appropriate staff to execute all necessary documents.
4. APPROVE: Appointments to the Oconee Rivers Greenway Commission as recommended by their Nominating Committee.
- | | |
|---------------|----------------------------------|
| Mack Duncan | partial term expiring 12-31-2016 |
| Susie Haggard | partial term expiring 12-31-2016 |
| Nancy Stangle | partial term expiring 12-31-2017 |
| Bob Sleppy | partial term expiring 12-31-2019 |
5. APPROVE: Signing by Mayor Denson of a memorandum of understanding with Seodaemun District, Seoul Metropolitan City, Republic of Korea for the purpose of increased cooperation and exchange between the two communities to generate economic activities.

Old/new business – Discussion

Citizen input

The following citizen input was received.

- 1. Sydney Bacchus, P.O. Box 174 – supported sustainable energy program.
- 2. Dan Everett, 145 Three Oaks Drive – supported solar power/renewable energy.
- 3. Tyler Dewey, 149 Tracey Street – supported bike and pedestrian improvements.
- 4. Rich Rush, 480 Stanton Way – supported renewable energy.
- 5. Gretchen Elsner, 160 Madison Street – supported bike lanes and renewable energy.
- 6. Mark McConnell, 2510 Commerce Road – supported renewable energy.

A motion was made by Commissioner Sims, seconded by Commissioner NeSmth, to adopt ordinances establishing the FY16 operating and capital budgets and the 2015 property tax rates; water/sewer rates; and for other purposes.

A substitute motion was made by Commissioner Wright to adopt the ordinance establishing the FY16 operating and capital budgets with the amendment that any hotel/motel tax collected beyond the allocation requested and shown in the budget for the Classic Center and the Convention and Visitors Bureau be placed in a contingency fund.

The motion died for lack of a second.

The original motion passed by unanimous vote and the following ordinances (#15-06-21 and 15-06-22) which were presented by title only were declared adopted.

AN ORDINANCE TO PROVIDE FOR THE RAISING OF REVENUES AND THE APPROPRIATION OF FUNDS FOR ATHENS-CLARKE COUNTY, GEORGIA, FOR THE FISCAL YEAR 2016 BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016 TO PROVIDE FOR THE OPERATIONS OF GOVERNMENT DEPARTMENTS, BOARDS, AGENCIES, ELECTED OFFICES, AND OTHER GOVERNMENTAL ACTIVITIES; TO PROVIDE FOR THE LEVEL OF PERSONNEL AUTHORIZED FOR THE VARIOUS DEPARTMENTS AND AGENCIES; TO PROVIDE FOR A CAPITAL BUDGET; TO ESTABLISH 2015 PROPERTY TAX RATES; TO ESTABLISH COMPENSATION FOR THE CHARTER OFFICERS; TO ESTABLISH RATES AND STRUCTURE OF FISCAL YEAR 2016 HEALTH INSURANCE PROGRAMS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE EFFECTIVE DATES; AND FOR OTHER PURPOSES.

THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Pursuant to Section 7-405 of the Charter, the sums of money as summarized in Exhibit A attached hereto and made a part of this Ordinance, shall be and are hereby adopted as the Operating Budget and the Capital Budget for Athens-Clarke County for Fiscal Year 2016 (FY16), beginning July 1, 2015 and ending June 30, 2016.

SECTION 2. The appropriation of funds for all departments and agencies shall be as provided for in Exhibit A and supporting schedules.

SECTION 3. Each of the Enterprise and Internal Service Funds shall be operated in accordance with Proprietary Fund accounting standards and procedures and shall not be governed by the Governmental Fund budgetary accounting principles; however, the budgetary estimates upon which such budgets are adopted shall be retained in memorandum form for budget control purposes and utilized in the preparation of comparative operating statements.

SECTION 4. The personnel levels provided for in the Personnel Authorization Schedule for all departments and agencies, as provided in the budget document entitled "The Unified Government of Athens-Clarke County FY2016 Annual Operating and Capital Budget July 1, 2015–June 30, 2016" are hereby adopted as the maximum employment levels for such departments and agencies and shall not be increased without the approval of the Mayor and Commission.

SECTION 5. All financial operations shall be accounted for in accordance with Generally Accepted Accounting Principles and Standards.

SECTION 6. In accordance with the Official Code of Georgia Annotated Section 33-8-8, the proceeds from the tax on insurance premiums estimated to be \$6,350,000 for FY16, shall be used for the provision of services to all residents of Athens-Clarke County.

SECTION 7. In accordance with the Official Code of Georgia Annotated Section 46-5-134, the monthly "9-1-1 charge" of \$1.50 per exchange access facility, the \$1.50 per month "wireless enhanced 9-1-1 charge", and the \$0.75 per retail transaction for the "pre-paid wireless charge" are reaffirmed for the period July 1, 2015 – June 30, 2016.

SECTION 8. The Manager is further authorized to transfer sums up to \$15,000 from the General Fund Contingency to meet unbudgeted obligations of the Government. The Manager is required to notify the Mayor and Commission of each of these transfers from Contingency at the next scheduled regular meeting under the provisions of Section 7-408 of the Charter of the Unified Government of Athens-Clarke County, Georgia.

SECTION 9. The Manager is further authorized to transfer sums within each fund's capital budget among projects and accounts up to \$100,000 to meet project obligations of the government. The Manager is required to notify the Mayor and Commission of each of these transfers at the next scheduled regular meeting under the

provisions of Section 7-408 of the Charter of the Unified Government of Athens-Clarke County, Georgia.

SECTION 10. The Manager is further authorized to approve the application for grants and accept grants on behalf of ACCUG up to \$50,000 and to amend the Operating or Capital Budget for the grants as needed. This authority is permitted if the grant meets all of the following conditions: (1) matching funds are appropriated or the grant does not require matching funds; (2) ACCUG will not be required to otherwise commit resources or maintain any services after the end of the grant period; (3) no positions will be added with the grant; and (4) no vehicles will be added to the ACCUG Fleet Replacement Program as a result of acceptance of the grant.

The Manager is required to notify the Mayor and Commission of approval or acceptance of each grant at the next scheduled regular meeting under the provisions of Section 7-400 of the Charter of the Unified Government of Athens-Clarke County, Georgia. The Manager and appropriate staff are authorized to execute all required documents associated with grants accepted under this provision.

SECTION 11. The budget document, entitled "The Unified Government of Athens-Clarke County FY2016 Annual Operating and Capital Budget July 1, 2015–June 30, 2016" shall be maintained on file in the Office of the Clerk of Commission.

SECTION 12. The ad valorem tax rate for Athens-Clarke County is hereby levied for the year 2015 upon all real and personal property within the government not exempt from taxation under law as follows:

Maintenance and Operations (General Fund)	13.95 mills
-------------------------------------------	-------------

SECTION 13. Under authority of the Act creating the Downtown Athens Development Authority (Georgia Laws 1977 Session, 3533) there is hereby levied and assessed for the year 2015 on the real property in the downtown Athens area as defined in said Act a tax of one (1) mill upon the value of said real estate as fixed by the Tax Digest of Athens-Clarke County.

SECTION 14. Pursuant to Sections 4-101, 4-103, and 4-104 of the Charter of the Unified Government of Athens-Clarke County, the annual compensation of the charter officers, as provided for by ordinance and contract for FY16, shall be \$163,340 for the Attorney, \$187,603 for the Manager and \$80,000 for the Internal Auditor.

SECTION 15. Pursuant to Official Code of Georgia Annotated Section 48-13-93(a) (2), the proceeds of the excise tax on the rental charge for motor vehicles, projected to be \$170,000 during FY16, shall be used for promoting industry, trade, commerce, and tourism. The proceeds from this tax in FY16 shall be used to support the Athens-Clarke County Economic Development Department, which is estimated to be \$581,300.

SECTION 16. Sub-paragraph (2) of paragraph (c) of Section 1-9-19 of the Code of Athens-Clarke County is hereby deleted in its entirety, and the following subparagraph (2) of paragraph (c) of such Code Section is substituted in lieu thereof:

- (2) Beginning September 1, 2013, Retirees who are age 65 and older and who at the time of retirement have opted into health insurance coverage or the benefits described in this paragraph, as applicable, shall receive the benefits described in this paragraph. From and after the time that a Retiree turns 65 and during the lifetime of the Retiree, Athens-Clarke County shall make monthly contributions to a Health Reimbursement Arrangement (HRA) (within the meaning of Internal Revenue Service Notice 2002-45) established on behalf of the Retiree. For Retirees who had dependent coverage provided by Athens-Clarke County at no cost to them, based on a hire date before 1/1/1994, Athens-Clarke County shall make an equivalent contribution to an HRA established for the dependent, and held jointly with the retiree, until the death of the Retiree. The amount of contributions will be determined by the Mayor and Commission as set out in the annual budget ordinance and may change from time to time. The amount to be contributed by Athens-Clarke

County shall be an amount no less than the monthly premium amount charged, by a provider of Medicare Advantage plans in the Marketplace, for one or more plans comparable to the Designated Plan, that collaborates with Medicare Parts A and B, described in paragraph (b) and made available to Retirees through a Marketplace. Athens-Clarke County will select and make available to Retirees and eligible dependents a Marketplace through which individuals may purchase health insurance such as Medigap, Medicare Advantage, and/or Medicare Part D, including one or more plans comparable to the Designated Plan. If a Retiree chooses to enroll in a plan with premiums higher than the contributions made by Athens-Clarke County, the Retiree assumes any additional cost of such coverage. The Marketplace selected by Athens-Clarke County shall consist of multiple carriers offering a variety of plan options (i.e. Medigap, Medicare Advantage, Medicare Part D) available in every United States Zip Code to meet the needs of Retirees. Funds in an HRA may be used for any eligible out-of-pocket medical expenses that a Retiree may incur, including, but not limited to payment by the Retiree of any plan premiums based on the Retiree's plan election. Nothing in this paragraph shall require a Retiree to purchase an insurance plan supplemental to Medicare Parts A and B from a Marketplace or otherwise, and Retirees shall have the ability to use funds in an HRA for any purpose allowed by applicable law. Any existing health insurance coverage provided by Athens-Clarke County to those Retirees described in this paragraph (c) terminated on August 31, 2013.

SECTION 17. Pursuant to Section 1-9-19 of the Code of Ordinances of the Unified Government of Athens-Clarke County, the Benefits Summary of the Health Insurance and Health Benefits Program and the premiums or contributions for employees and retirees, as applicable, shall be as follows:

(a) Pursuant to Athens-Clarke County Code Section 1-9-19(a), the government shall provide to employees the plans of health insurance coverage as described in the Summary Plan Document entitled "Consumer Healthy Solutions (CHS) Plan with a Health Savings Account (HSA) Medical Benefit Booklet for the Unified Government of Athens-Clarke County," effective July 1, 2015, and prepared by Anthem for the Unified Government of Athens-Clarke County. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(b) During the first open enrollment period, employees have the option to select the following health insurance coverage: the plans of health insurance coverage as described in the Summary Plan Document entitled "BlueChoice Option Point of Service Open Access – Traditional & Conventional Plans Benefit Booklet for the Unified Government of Athens-Clarke County," Administered by BlueCross BlueShield Healthcare Plan of Georgia, dated July 1, 2015, incorporated herein by reference. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(c) Pursuant to Athens-Clarke County Code Section 1-9-19(b), the Designated Plan for retirees not yet 65 years of age and the Designated Dependent Plan for retirees not yet 65 years of age shall be that plan described in the Summary Plan Document entitled "BlueChoice Option Point of Service Open Access – Traditional & Conventional Plans Benefit Booklet for the Unified Government of Athens-Clarke County," Administered by BlueCross BlueShield Healthcare Plan of Georgia, dated July 1, 2015, incorporated herein by reference. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia. The plan options for retirees and for retiree dependent coverage shall be any other health insurance coverage plans offered to employees in (a) and (b) above.

(d) Those retirees not yet 65 years of age who are eligible for PPO shall be provided the plan of health insurance coverage as described in the Summary Plan Document entitled "Blue Choice PPO Benefit Booklet for the Unified Government of Athens-Clarke County," Administered by BlueCross Blue Shield of Georgia, dated July 1, 2015, incorporated herein by reference. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(e) The premiums to be paid for the programs of health insurance for employees are set forth in the document entitled "The Unified Government of Athens-Clarke County FY16 Benefits Enrollment Guide," dated June 2015, incorporated herein by reference and on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(f) The premiums to be paid for the programs of health insurance for those retirees subject to such insurance as described in paragraphs (c) and (d) hereof are set forth in the document entitled "The FY16 Unified Government of Athens-Clarke County Retiree Benefits Enrollment Guide dated June 2015, incorporated herein by reference and on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(g) Pursuant to Athens-Clarke County Code Section 1-9-19(c) the government shall provide to employees who are age 65 or older those health benefits as described in the "Your 2015 Enrollment Guide: Complete Your Health Insurance Enrollment for Coverage in 2015," and "Your 2015 Funding and Reimbursement Guide," dated 2015, and incorporated herein by reference. Such documents are on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

SECTION 18. Minimum Salary for Tax Commissioner - The minimum annual salary for the Tax Commissioner will be determined based on the minimum required salary for Tax Commissioners, as established by state law, with the following addition: the longevity component of the calculation will consider a completed partial term, prior to the first completed 4-year term, as a completed 4-year term for calculating the minimum annual salary.

SECTION 19. The effective date of this ordinance shall be July 1, 2015.

SECTION 20. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

EXHIBIT A

GENERAL FUND

**SUMMARY FY16 ANNUAL OPERATING AND CAPITAL BUDGET
FOR THE YEAR ENDING JUNE 30, 2016
COMMISSION APPROVED**

	FY16 Operating Budget	FY16 Capital Current Services and Additions & Improvements Budget	FY16 Total Budget
REVENUES:			
PROPERTY TAXES	\$50,451,800	-	\$50,451,800
SALES TAX	\$22,350,000	-	\$22,350,000
OTHER TAXES	\$20,747,500	-	\$20,747,500
LICENSES & PERMITS	\$1,512,000	-	\$1,512,000
INTERGOVERNMENTAL REVENUES	\$948,000	-	\$948,000
CHARGES FOR SERVICES	\$11,658,600	-	\$11,658,600
FINES & FORFEITURES	\$3,551,100	-	\$3,551,100
OTHER REVENUES	<u>\$483,457</u>	-	<u>\$483,457</u>
TOTAL REVENUES	\$111,702,457	-	\$111,702,457
OTHER FINANCING SOURCES	\$66,000	-	\$66,000
PRIOR YEAR FUND BALANCE	<u>\$1,500,000</u>	<u>\$4,957,300</u>	<u>\$6,457,300</u>
TOTAL REVENUES & OTHER SOURCES	<u>\$113,268,457</u>	<u>\$4,957,300</u>	<u>\$118,225,757</u>
EXPENDITURES:			
GENERAL GOVERNMENT	\$18,115,492	-	\$18,115,492
JUDICIAL	\$24,933,521	-	\$24,933,521
PUBLIC SAFETY	\$36,863,331	-	\$36,863,331
PUBLIC WORKS	\$15,755,838	-	\$15,755,838
CULTURAL AND RECREATION	\$7,481,588	-	\$7,481,588
INDEPENDENT AGENCIES	\$4,983,835	-	\$4,983,835
DEBT SERVICE	<u>\$1,134,342</u>	-	<u>\$1,134,342</u>
TOTAL EXPENDITURES	\$109,267,947	-	\$109,267,947
OTHER FINANCING USES	<u>\$4,000,510</u>	<u>\$4,957,300</u>	<u>\$8,957,810</u>
TOTAL EXPENDITURES & OTHER USES	<u>\$113,268,457</u>	<u>\$4,957,300</u>	<u>\$118,225,757</u>

ALL FUNDS

**SUMMARY FY16 ANNUAL OPERATING AND CAPITAL BUDGET
FOR THE YEAR ENDING JUNE 30, 2016
COMMISSION APPROVED**

	FY16 Operating Budget	FY16 Capital Current Services and Additions & Improvements Budget	FY16 Total Budget
REVENUES:			
PROPERTY TAXES	\$50,451,800	-	\$50,451,800
SALES TAX	\$22,350,000	-	\$22,350,000
OTHER TAXES	\$23,177,500	\$70,000	\$23,247,500
LICENSES & PERMITS	\$2,312,000	-	\$2,312,000
INTERGOVERNMENTAL REVENUES	\$6,269,391	-	\$6,269,391
CHARGES FOR SERVICES	\$90,404,964	\$6,434,041	\$96,839,005
FINES & FORFEITURES	\$4,426,100	-	\$4,426,100
OTHER REVENUES	<u>\$952,123</u>	-	<u>\$952,123</u>
TOTAL REVENUES	\$200,343,878	\$6,504,041	\$206,847,919
OTHER FINANCING SOURCES	\$4,201,510	\$5,121,800	\$9,323,310
PRIOR YEAR FUND BALANCE	\$1,594,695	\$5,192,800	\$6,787,495
WORKING CAPITAL BALANCE	<u>\$2,578,106</u>	<u>\$2,953,459</u>	<u>\$5,531,565</u>
TOTAL REVENUES & OTHER SOURCES	\$208,718,189	\$19,772,100	\$228,490,289
LESS INTERFUND TRANSFERS	<u>(\$21,288,999)</u>	<u>(\$5,121,800)</u>	<u>(\$26,410,799)</u>
TOTAL REVENUES	<u>\$187,429,190</u>	<u>\$14,650,300</u>	<u>\$202,079,490</u>
EXPENDITURES:			
GENERAL GOVERNMENT	\$54,299,551	\$856,800	\$55,156,351
JUDICIAL	\$26,337,795	\$128,500	\$26,466,295
PUBLIC SAFETY	\$39,895,943	\$728,500	\$40,624,443
PUBLIC WORKS	\$55,848,698	\$12,555,500	\$68,404,198
CULTURAL AND RECREATION	\$7,481,588	\$381,000	\$7,862,588
INDEPENDENT AGENCIES	\$7,152,585	-	\$7,152,585
DEBT SERVICE	<u>\$13,238,852</u>	-	<u>\$13,238,852</u>
TOTAL EXPENDITURES	\$204,255,012	\$14,650,300	\$218,905,312
OTHER FINANCING USES	<u>\$4,201,510</u>	<u>\$5,121,800</u>	<u>\$9,323,310</u>
TOTAL EXPENDITURES & OTHER USES	\$208,456,522	\$19,772,100	\$228,228,622
LESS INTERFUND TRANSFERS	<u>(\$21,288,999)</u>	<u>(\$5,121,800)</u>	<u>(\$26,410,799)</u>
TOTAL EXPENDITURES	\$187,167,523	\$14,650,300	\$201,817,823
DESIGNATED FOR FUTURE CAPITAL IMPROVEMENTS & DEBT SERVICE REQUIREMENTS	<u>\$261,667</u>	-	<u>\$261,667</u>
TOTAL EXPENDITURES & DESIGNATIONS	<u>\$187,429,190</u>	<u>\$14,650,300</u>	<u>\$202,079,490</u>

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO WATER AND SEWER RATES; AND FOR OTHER PURPOSES.

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. Section 5-3-77 of the Code of Athens-Clarke County, entitled “*Water Rates*,” is hereby amended by deleting subsection (a) therein entitled “*Residential rates for water consumed*,” and subsection (b) therein entitled “*Nonresidential rates for water consumed*,” in their entirety and substituting the following in lieu thereof:

“(a) *Residential rates for water consumed*. Rates to be charged for the sale of water to consumers whose property is within the definition of residential user as defined in section 5-3-1 of this chapter shall pay a monthly customer service fee in accordance with subsection (d) herein and a base rate of \$5.09 per 1000 gallons.”

“(b) *Nonresidential rates for water consumed*. Rates to be charged for the sale of water to consumers whose property is not within the definition of residential user, as defined in section 5-3-1 of this chapter, shall pay a monthly customer service fee in accordance with subsection (d) herein and a base rate of \$5.09 per 1000 gallons.”

SECTION 2. Section 5-3-80 of the Code of Athens-Clarke County, entitled “*Sewer Rates*,” is hereby amended by deleting subsection (a) therein entitled “*Residential rates for wastewater discharged*,” and subsection (b) therein entitled “*Nonresidential rates for wastewater discharged*,” in their entirety and substituting the following in lieu thereof:

“(a) *Residential rates for wastewater discharged*. Rates to be charged for wastewater discharged by customers of the Athens-Clarke County sewer system whose property is within the definition of residential user, as defined in section 5-1-32 of this chapter, shall be as follows:

Monthly Customer Service Fee . . . \$8.30

Base Rate per 1000 gallons \$5.56”

“(b) *Nonresidential rates for wastewater discharged*. Rates to be charged for wastewater discharged by customers of the Athens-Clarke County sewer system whose property does not fall within the definition of residential user, as defined in section 5-1-32 of this chapter, shall be as follows:

Monthly Customer Service Fee . . \$8.30

Base Rate per 1000 gallons \$5.56”

SECTION 3. The effective date of this ordinance shall be July 1, 2015.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

New business – Consider under suspension of Rules

There was no new business.

Public hearing and deliberation on a recommendation from the Athens-Clarke County Planning Commission

A public hearing was held on request of John Ivy for Donald and Laurie Rainey for special use in the C-O* (Commercial-Office with condition) on 2.29 acres known as 1015 Macon Highway. Proposed use is a fraternity. Type II

Planning Commission recommendation: Approve (unanimous)

Citizen input

The following citizen input was received.

1. John Ivy, 1895 Tallassee Road, representing petitioner – supported.

A motion was made by Commissioner Hamby, seconded by Commissioner NeSmith, to adopt the following ordinance (#15-06-23) which was presented by title only. The motion passed by unanimous vote.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA, WITH RESPECT TO SPECIAL USE APPROVAL IN THE C-O* (COMMERCIAL-OFFICE, ZONING WITH CONDITIONS) DISTRICT ON THE APPROXIMATE 2.29-ACRE PARCEL OF LAND LOCATED AT 1015 MACON HIGHWAY; AND FOR OTHER PURPOSES.

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. The current C-O* (Commercial-Office, Zoning with Conditions) District in which is located the approximate 2.29-acre parcel of land at 1015 Macon Highway, Athens, Georgia is hereby amended to provide for Special Use approval to permit the operation of a fraternity. The subject parcel is more fully described as follows:

All that approximate 2.29-acre parcel of land as described in the drawing entitled "Site Plan, Tau Kappa Epsilon, 1015 Macon Hwy., Athens, GA 30606, Clarke County, 2.29 Acres, 0.07 Acres Disturbed, Tax Parcel #: 132D3 029, Sheet 1 of 1," dated April 3, 2015, prepared by ERT, Inc., and being on file and available for public inspection in the Office of the Athens-Clarke County Planning Department.

Said approximate 2.29-acre parcel of land at 1015 Macon Highway, Athens, Georgia is designated as tax parcel number 132D3 029 on the Athens-Clarke County tax map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 W. Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning map in the Clerk of Commission's Office and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of one sheet entitled, "Site Plan, Tau Kappa Epsilon, 1015 Macon Hwy., Athens, GA 30606, Clarke County, 2.29 Acres, 0.07 Acres Disturbed, Tax Parcel #: 132D3 029, Sheet 1 of 1," dated April 3, 2015, prepared by ERT, Inc., and stamped, "Binding 5-11-2015", and being on file and available for public inspection in the Office of the Athens-Clarke County Planning Department.

The binding written report associated with this ordinance and incorporated herein by reference consists of 17 pages, entitled "Special Use Narrative, Xi Lambda Chapter, Tau Kappa Epsilon, Athens, Georgia, Parcel #: 132D3 029", dated April 3, 2015, and stamped, "Binding 5-11-2015", and being on file and available for public inspection in the Office of the Athens-Clarke County Planning Department.

SECTION 3. The condition of zoning associated with this ordinance is as follows:

1. The existing residential structure and the façade thereof shall be maintained on the site.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Citizen input on items other than those listed on this agenda

The following citizen input was received.

1. Jesse Houle, Pulaski Street – concerned about growth, opposed tasers.
2. Michelle Matthews, 191 West Cloverhurst Avenue – supported donation of surplus sailboats to Boy Scouts.
3. Jordan, 515 Baxter Street – supported parallel ordinance for marijuana possession.
4. Sydney Bacchus – concerned about odor from landfill.
5. Carl Jordan, for Bob Saveland, 185 Kings Road – don't surplus sailboats; lighting ordinance is inconsistent.
6. Brent Johns, 113 South Creek Drive – supported parallel ordinance for marijuana possession.
7. Mark McConnell, 2510 Commerce Road – change process for handling sludge.
8. Morgan King, 225 Mandy Drive - supported parallel ordinance for marijuana possession.
9. Rick Shedd, 281 North Avenue – supported expansion of Athens Transit Service to Oconee County.
10. Lee Rider, 170 Second Street – supported increased pedestrian lighting.
11. Hannah Hudspeth, 110 North Avenue - supported parallel ordinance for marijuana possession.

FROM MAYOR DENSON:

1. Mayor Denson presented the Nominating Committee report for appointments to the Clarke County Hospital Authority for a six-year term expiring February 28, 2021.

Kathy Hoard
Dexter L. Fisher
Jonathan D. Woody, M.D.

A motion was made by Commissioner NeSmith, seconded by Commissioner Sims, to approve said appointments. The motion passed by unanimous vote.

Mayor Denson recommended the reappointment of Denny C. Galis as Personnel Hearing Officer for a two-year term expiring June 30, 2017. A motion was made by Commissioner Sims, seconded by Commissioner Link, to approve said recommendation. The motion passed by unanimous vote.

Mayor Denson announced a proclamation will be issued to Alpha Iota Omicron Fraternity, Inc. recognizing their participation in the Adopt-A-Highway Program.

Mayor Denson assigned to the Government Operations Committee consideration of increasing from three to five membership on the Board of Assessors.

FROM MANAGER REDDISH:

1. The report of contract awards in excess of \$10,000 for April 2015 was entered into the record.

FROM INTERNAL AUDITOR MARTIN:

1. Thanked the elected officials and staff for their support.

FROM COMMISSIONER WRIGHT:

1. Requested review of advertising policy for Athens Transit vehicles. Mayor Denson stated this would be added to the list of items in the upcoming transit study.
2. Requested a review of the noise ordinance as related to amplified electronics on the right-of-way in the downtown area, and the piping of music to the outside from establishments with no business activity beyond their building,

FROM COMMISSIONER LINK:

1. Expressed appreciation to staff for response to recent work requests.
2. Stated to be successful the Sunday bus service must be properly marketed.
3. Requested in FY16 renewable energy options be pursued.
4. Stated FY16 budget includes additional funds for street lighting.
5. Stated she wants to meet with Attorney Dustin Kirby to discuss a possible parallel ordinance on marijuana possession.

FROM COMMISSIONER DICKERSON:

1. Gave shout-outs to the Solid Waste leaf and limb crew, Roger Cauthen and his landscape management crew, as well as Jason Black and his Fire Station #6 crew.

FROM COMMISSIONER NESMITH:

1. Stated an audit of the Fire Department may be in order to verify it is adequately staffed and equipped particularly in regard to ladder trucks.

FROM COMMISSIONER HAMBY:

1. Stated the FY16 budget includes the purchase of a ladder truck for the Fire Department.
2. Thanked Internal Auditor Steve Martin for his service.

FROM COMMISSIONER BELL:

1. Stated there was a recent problem with pan handling after an event at the Morton Theatre.
2. Thanked the Police Department for their presentation at Mount Pleasant Baptist church on the use of tasers.

FROM COMMISSIONER HEROD:

1. Thanked Internal Auditor Steve Martin for his service.

FROM COMMISSIONERS LINK, NESMITH, HAMBY, BELL, AND HEROD:

1. Requested consideration of donation of surplus sailboats to a non-profit.

A motion was made by Commissioner Herod, seconded by Commissioner Sims, to enter into executive session for an attorney/client conference. The motion passed by unanimous vote.

The meeting adjourned at 8:10 p.m.

Clerk of Commission